

FORM PTO-1390
(REV 10-95)

U.S. DEPARTMENT OF COMMERCE AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

BHV-343.01

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

09/402680

INTERNATIONAL APPLICATION NO.
PCT/AT98/00090INTERNATIONAL FILING DATE
(06.04.98)
06 April 1998PRIORITY DATE CLAIMED
(08.04.97)
08 April 1997

TITLE OF INVENTION: METHODS FOR INACTIVATING PATHOGENS IN A BIOLOGICAL MATERIAL

APPLICANT(S) FOR DO/EO/US

SCHWARZ, Hans-Peter, Gerol ZERLAUTH and TURECEK, Peter

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. (X) This is the FIRST submission of items concerning a filing under 35 U.S.C. 371.
2. () This a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
3. (X) This express request to begin national examination procedures (35 U.S.C. 371(f) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(l).
4. (X) A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. (X) A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. (X) is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. () has been transmitted by the International Bureau.
 - c. () is not required, as the application was filed in the United States Receiving Office (RO/US).
6. (X) A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. (X) Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).
 - a. (X) are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. () has been transmitted by the International Bureau.
 - c. () have not been made; however, the time limit for making such amendments has NOT expired.
 - d. () have not been made and will not be made.
8. (X) A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. (X) An unexecuted oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. () A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. () An information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. () An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. (X) A FIRST preliminary amendment.
() A SECOND or SUBSEQUENT preliminary amendment.
14. () A substitute specification.
15. () A change of power of attorney and/or address letter.
16. (X) Other items of information.
 - (X) Copy of PCT Request Form
 - (X) Copy of Cover Sheet of international publication no. WO98/44941
 - (X) Copy of International Preliminary Examination Report
 - (X) Copy of International Search Report
 - (X) Translation of International Search Report
 - (X) Copy of Form PCT/IB/306 (Notification of the Recording of a Change - New Assignee is BAXTER AKTIENGESELLSCHAFT)
 - (X) Copy of Form PCT/IB/332 (Information Concerning Elected Offices Notified of Their Election)

Certificate of Express Mail

I hereby certify that the foregoing documents are being deposited with the United States Postal Service as Express Mail, postage prepaid, "Post Office to Addressee", in an envelope addressed to the Assistant Commissioner for Patents, Box PCT, Attn: DO/EO/US, Washington, D.C. 20231 on the date indicated below.


 Ariel Collazo

 Express Mail Label: EM528940143US
 Date of Deposit: October 7, 1999

(X) Copy of Form PCT/IB/308 (Notice Informing the Applicant of the Communication of the International Application to the Designated Offices)

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 09/402680		INTERNATIONAL APPLICATION NO. PCT/AT98/00090		ATTORNEY'S DOCKET NUMBER BHV-313.01	
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17. (x) The following fees are submitted:				CALCULATIONS PTO USE ONLY	
BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):					
Search Report has been prepared by the EPO or JPO \$840.00					
International preliminary examination fee paid to USPTO (37 CFR 1.482) \$670.00					
X No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) \$760.00					
Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$970.00					
International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) \$ 96.00					
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$ 970.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)). () 20 (x) 30				\$0	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	34 - 20 =	14	X \$18.00	\$ 252.00	
Independent claims	2 - 3 =		X \$78.00	\$	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$260.00	\$0	
TOTAL OF ABOVE CALCULATIONS =				\$1222.00	
Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28).				\$0	
SUBTOTAL =				\$1222.00	
Processing fee of \$130.00 for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492(f)). () 20 () 30 +				\$0	
TOTAL NATIONAL FEE =				\$1222.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property. +				\$0	
TOTAL FEES ENCLOSED =				\$1222.00	
				Amount to be: refunded	\$
				charged	\$

a. (X) A check in the amount of \$1222.00 to cover the above fees is enclosed.

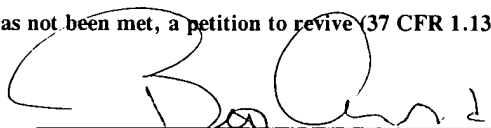
b. () Please charge my Deposit Account No **06-1448** to cover the above fees. A duplicate copy of this sheet is enclosed.

c. (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. **06-1448**, (Ref. BHV-313.01). A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Patent Group
Foley, Hoag & Eliot LLP
One Post Office Square
Boston, MA 02109-2170


 SIGNATURE
 Beth E. Arnold
 REGISTRATION NO. 35,430